

2009 DRAFTING REQUEST

Bill

Received: **12/30/2008**

Received By: **rryan**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Wavrunek**

This file may be shown to any legislator: **NO**

Drafter: **rryan**

May Contact:

Addl. Drafters:

Subject: **Criminal Law - law enforcement**

Extra Copies:

Submit via email: **NO**

Pre Topic:

DOA:.....Wavrunek, BB0304 -

Topic:

Grants for digital recording equipment for custodial interrogations and for treatment alternatives and diversion program

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			S&L
/1	rryan 12/30/2008 rryan 12/30/2008	bkraft 12/30/2008 kfollett 01/06/2009	phenry 01/06/2009	_____	cduerst 01/06/2009		S&L
/2	rnelson2 01/30/2009	wjackson 01/30/2009	rschluet 01/30/2009	_____	cduerst 01/31/2009		

FE Sent For:

<END>

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1/2 WJ 1/30

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Requester's email:

Carbon copy (CC:) to:

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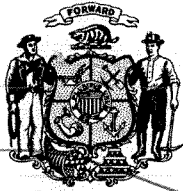
<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	rryan	1/15f 1/16	1/16 ph	1/16 ph			S&L
FE Sent For:							
<END>							

07/13/16

2009-11 Budget Bill Statutory Language Drafting Request

- Topic: Eliminate the Digital Recording of Custodial Interrogations Program
- Tracking Code: BB0304
- SBO team: Agriculture, Environment and Justice
- SBO analyst: Leah Wavrunek
 - Phone: 267-0370
 - Email: leah.wavrunek@wisconsin.gov
- Agency acronym: DOA-OJA
- Agency number: 505, program 06
- Priority (Low, Medium, High): High

Intent: Eliminate the digital recording of custodial interrogations program located at OJA under s. 16.964(10). Direct the current penalty surcharge funding used to support the program to the Treatment Alternatives and Diversion program, also located at OJA. The current PR appropriation for TAD is s. 20.505(6)(ku). Maintain the other current PR sources of revenue for TAD as well, this would be an additional revenue source.



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1281?

RLR...

LPS: fix
request sheet
pls

In 12/30/08

DOA:.....Wavrunek, BB0304 - Grants for digital recording equipment for
custodial interrogations and for Treatment Alternatives and
Diversion program

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

RMR

D-N

Don't Gen

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

CRIMES

LAW ENFORCEMENT

Under current law, the Office of Justice Assistance (OJA) administers a grant program to provide funding to law enforcement agencies for digital recording equipment for making audio or audio and visual recordings of custodial interrogations or for training personnel to use such equipment. This bill repeals the grant program.

OTHER CRIMES

Also under current law, OJA administers grants to counties to provide alternatives to prosecution and incarceration for criminal offenders who abuse alcohol or drugs. This bill appropriates a portion of revenues from the penalty surcharge on fines and forfeitures to fund grants for alternatives to prosecution and incarceration for criminal offenders who abuse alcohol or drugs.

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 16.964 (10) of the statutes is repealed.

SECTION 2. 16.964 (12) (b) of the statutes is amended to read:

16.964 (12) (b) The office shall make grants to counties to enable them to establish and operate programs, including suspended and deferred prosecution programs and programs based on principles of restorative justice, that provide alternatives to prosecution and incarceration for criminal offenders who abuse alcohol or other drugs. The office shall make the grants from the appropriations under s. 20.505 (6) (b) ~~and~~, (ku), and (kv). The office shall collaborate with the departments of corrections and health services in establishing this grant program.

History: 1987 a. 27; 1989 a. 31, 122; 1991 a. 39; 1993 a. 193; 1997 a. 252; 1999 a. 9 ss. 110, 110j, 2294m; 2001 a. 16 ss. 3349d, 3350, 3351d; 2003 a. 33 ss. 230, 1159, 1161, 1163, 1165; 2005 a. 25, 60, 433; 2007 a. 20 ss. 123 to 125g, 3126 to 3128, 9121 (6) (a); 2007 a. 79, 96.

SECTION 3. 20.455 (2) (i) 16. of the statutes is amended to read:

20.455 (2) (i) 16. The amount transferred to s. 20.505 (6) ~~(ke)~~ (kv) shall be the amount in the schedule under s. 20.505 (6) ~~(ke)~~ (kv).

History: 1971 c. 125; 1973 c. 90, 336; 1975 c. 39 s. 732 (1); 1975 c. 224; 1977 c. 29, 418; 1979 c. 34 ss. 286m, 290, 523 to 526; 1979 c. 189, 219, 355; 1981 c. 20, 169; 1983 a. 27 ss. 427 to 430, 1800; 1983 a. 199, 523; 1985 a. 29, 120; 1987 a. 27, 326, 399; 1989 a. 31, 122, 336; 1991 a. 11, 39, 269; 1993 a. 16, 98, 193, 460, 496; 1995 a. 27 ss. 1014h to 1029, 9126 (19), 9130 (4); 1995 a. 227; 1997 a. 27, 237; 1999 a. 5, 9, 186; 2001 a. 16, 109; 2003 a. 33, 139, 309, 326; 2005 a. 25 ss. 356c to 363r, 415m to 415v, 415w, 416g, 416h; 2005 a. 60, 254, 433; 2007 a. 1; 2007 a. 20 ss. 482 to 500, 9121 (6) (a); 2007 a. 200; s. 13.92 (2) (i).

SECTION 4. 20.505 (6) (kc) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 5. 20.505 (6) (kc) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 6. 20.505 (6) (kv) of the statutes is created to read:

20.505 (6) (kv) *Alternatives to prosecution and incarceration for persons who use alcohol or other drugs; penalty surcharge.* The amounts in the schedule for

- 1 making grants to counties under s. 16.964 (12) (b). All moneys transferred from the
2 appropriation account under s. 20.455 (2) (i) 16. shall be credited to this
3 appropriation account.

****NOTE: This SECTION involves a change in an appropriation that must be
reflected in the revised schedule in s. 20.005, stats.

4

(END)

D-Note

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1281/1dn

RLR:...

Date

Leah Wavrunek:

This bill appropriates penalty surcharge funds for treatment alternatives and diversion grants under s. 16.964 (12) (b), but not for the evaluation contract under s. 16.964 (12) (j). Is this as you intend?

Robin Ryan
Legislative Attorney
Phone: (608) 261-6927
E-mail: robin.ryan@legis.wisconsin.gov

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1281/1dn
RLR:kjf:ph

January 6, 2009

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State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1281/1-2

RLR:kjf:ph

+RPN

FWLj

DOA:.....Wavrunek, BB0304 - Grants for digital recording equipment for custodial interrogations and for treatment alternatives and diversion program

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

D-N

1 ^{Do Not Gen} AN ACT ...; relating to: the budget.

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For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

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9 departments of corrections and health services in establishing this grant program.

10 **SECTION 3.** 20.455 (2) (i) 16. of the statutes is amended to read:

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1

(END)

**2009-2010 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1281/2ins
RLR&RPN:kjf:ph

insert 2-13:

***NOTE: This is reconciled s. 20.505 (6) (kc) This SECTION has been affected by
drafts with the following LRB numbers: -0329 and -1281.

GAA

12

11

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1281/2dn
RLR&RPN:kjph

W LJ

Date

Leah

Wavrunek

1/2

1/1

This draft reconciles LRB-0329^{1/2} and LRB-1281^{1/1}. Both of these drafts should continue to appear in the compiled bill.

Robert P. Nelson
Senior Legislative Attorney
Phone: (608) 267-7511
E-mail: robert.nelson@legis.wisconsin.gov

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1281/2dn
RLR&RPN:wlj:rs

January 30, 2009

Leah Wavrunek:

This draft reconciles LRB-0329/2 and LRB-1281/1. Both of these drafts should continue to appear in the compiled bill.

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E-mail: robert.nelson@legis.wisconsin.gov



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1281/2
RLR&RPN:kjf&wlj:rs

DOA:.....Wavrunek, BB0304 - Grants for digital recording equipment for custodial interrogations and for treatment alternatives and diversion program

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